IN THE HIGH COURT OF JUDICATURE, ANDHRA PRADESH
AT HYDERABAD

(Special Original Jurisdiction)

THURSDAY, THE EIGHTH DAY OF JULY
TWO THOUSAND AND FOUR

PRESENT

THE HON'BLE SRI DEVINDER GUPTA, THE CHIEF JUSTICE

-

WRIT PETITION NO : 10636 of 1993

Between:

K.R.V.Subramanyam, S/o late Sri K.S.Radhakrishnan, Retired Asst., Executive Engineer, R/o Madurai, Tamilnadu State.

..... PETITIONER

AND

1 The Vishakapatnam Port Trust, Vishakapatnam, rep. by its Secretary.
2 The Chairman, Vishakapatnam Port Trust, Vishakapatnam.

.....RESPONDENTS

Petition under Article 226 of the Constitution of India praying that in the circumstances stated in the Affidavit filed herein the High Court will be pleased to issue appropriate writ, order or direction, more particularly one in the nature of writ of mandamus declaring the action of the respondents in recalling or withdrawing the approval of the voluntary retirement of the writ petitioner as Assistant Executive Engineer (Electrical) with effect from 10-10-1992 as illegal, arbitrary unsustainable and ineffective and consequently direct the respondents to release the payments direct the respondents to release the payments of all post retiremental benefits, such as Exgratia, Group Insurance amount etc to the writ petitioner forthwith with interest at 6% pa.

For the Petitioner: MR.N.RAMMOHAN RAO, Advocate.

For the Respondents : MR.SREENIVASA MURTHY, Advocate.

The Court made the following :

O R D E R :

After filing of the Writ Petition, the petitioner has expired. As of today, there are no legal representatives on record. Therefore, the question raised in this Writ Petition can not be decided and the petition has to be dismissed as such leaving it open to the heirs of the petitioner, in case they are aggrieved, to file representation to the respondents for redressal of their grievances, and in case such representation is filed, it will be for the respondents to take appropriate action thereon within two months from the date of receipt of the representation from the heirs of the petitioner.

Ordered accordingly.

08.07.2004

Copy to:

1)The Secretary, Visakhapatnam Port Trust, Visakhapatnam.

2)The Chairman, Visakhapatnam Port Trust, Visakhapatnam.

3)Two CD copies.

TVR/DRK